

Annual Report: Georgia Courts
July 1, 2010 - June 30, 2011

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Justice at the Center...

"The ultimate measure of a man is not where he stands in moments of comfort, but where he stands at times of challenge and controversy."

Martin Luther King, Jr.

On February 16, 2011, Chief Justice Carol W. Hunstein delivered her second State of the Judiciary Address before a joint session of the Georgia General Assembly. She turned to a quote from civil rights icon and fellow Georgian Martin Luther King, Jr., to call legislators' attention to the difficulties facing the state, "The ultimate measure of a man is not where he stands in moments of comfort, but where he stands at times of challenge and controversy."

Sentence Reform. The Chief Justice urged legislators and the Governor to work with the Judicial Branch to reduce Georgia's over-reliance on incarceration of criminal offenders.

"...We can no longer afford the more than \$1 billion it costs us annually to maintain the fourth-highest incarceration rate in the nation."

Specialty Courts. Through the efforts of judges and their staffs, Specialty Courts in Georgia — Drug, DUI, Mental Health, and Veterans' Courts — have become effective and efficient. These courts "save precious taxpayer dollars while protecting the public's safety" and are models for courts nationally. A report by the Georgia Department of Audits found that drug courts in Georgia have resulted in lower sentencing costs and lower recidivism rates.

Jury Composition. Providing a jury of one's peers is a keystone in the judicial process. Creating a list of jury-eligible citizens for the 159 counties in Georgia — an effort seven years in the making — protects everyone's constitutional rights to equal protection and ensures the public will have a jury of his or her peers.

New Initiatives and Legislation

Concern surrounding sentencing reform, jury composition, accountability courts, and judicial qualifications were addressed during the 2011 Session of the Georgia General Assembly. Some legislative actions from previous years were reversed including fee increases for appellate records and the date of nonpartisan elections. The Administrative Office of the Courts continued its weekly stakeholder meetings to discuss legislative initiatives for the judicial branch.

Criminal Justice Reform. Chief Justice Carol W. Hunstein joined Governor Nathan Deal, Speaker David Ralston, and legislative leaders from both parties at a news conference on February 16, 2011, at the State Capitol. The leaders of the three branches announced support for HB 265, legislation creating an 11-member bipartisan committee to recommend reforms to Georgia's criminal justice system. HB 265 was signed by Gov. Deal on May 3, 2011.

Chief Justice Hunstein appointed Judge Michael P. Boggs, Superior Courts, Waycross Judicial Circuit, and Judge Ural Glanville, Superior Court, Atlanta Judicial Circuit, to serve as judicial representatives on the Special Council on Criminal Justice Reform.

Jury Composition Reform Act. Gov. Nathan Deal signed HB 415 on May 3, 2011, implementing a series of procedures and rules to compile a statewide, inclusive juror source list and allowing the Supreme Court to revise the Unified Appeal rule ending forced balancing of the jury box. Effective July 1, 2012.

Mental Health Courts. SB 39 authorized the Judicial Council of Georgia to create standards for operation of mental health courts.

Judicial Elections. HB 302 moved nonpartisan elections — including judicial elections — to the general primary in July. Consequently, run-off elections, if necessary, will be held during the November general election. In recent years, several run-off elections were necessary for state-wide judicial elections, which burdened the state and counties with additional costs.

Fee Reduction. The General Assembly reversed its 2010 fee increase by enacting legislation that reduced the per page rate for preparation of the record and transcript from \$10 to \$1.

Training of Magistrate Court Judges. SB 47 allows the Magistrate Court Training Council the flexibility to decide on a yearly basis the required number of CE hours within a window of 12 to 20 hours.

Municipal Court Judges Qualifications. The signing of SB 30 by Gov. Nathan Deal on May 11, 2011, requires municipal court judges be licensed attorneys in good standing with the State Bar of Georgia. Newly elected or appointed judges must meet training requirements prescribed in OCGA § 36-32-27. Previously, basic or minimum qualifications for municipal court judges were set locally.

Justice at the Center...



The 25-member Judicial Council develops policies for improving and administering the Georgia courts. The Chief Justice of the Supreme Court of Georgia serves as chair of the Council; membership, as established by Order of the Supreme Court, consists of judges from each level of court: appellate, superior, state, juvenile, probate, magistrate, and municipal. The Council oversees the work of the Administrative Office of the Courts through established oversight committees: Standing Committee on Policy and Legislation, Committee on Court Reporting Matters, Committee on Accountability Courts, Judicial Workload Assessment Committee, and Records Retention Committee.



Front row, from left: Judge Cynthia D. Wright, Superior Court, Atlanta Judicial Circuit; Judge Arch W. McGarity, Superior Court, Flint Judicial Circuit; Judge Kathlene Gosselin, Superior Courts, Northeastern Judicial Circuit; Chief Justice Carol W. Hunstein, Supreme Court of Georgia; Judge Mary Kathryn Moss, Magistrate Court, Chatham County; Judge Rashida Oliver, Municipal Court of East Point; Judge Todd A. Blackwell, Probate Court of Baldwin County.

Back row, from left: Judge H. Frederick Mullis, Jr., Superior Court, Oconee Judicial Circuit; Judge C. Andrew Fuller, Superior Courts, Northeastern Judicial Circuit; Judge Mark Anthony Scott, Superior Court, Stone Mountain Judicial Circuit; Judge Lawton E. Stephens, Superior Courts, Western Judicial Circuit; Judge Bill Bass, State Court of Grady County; Chief Judge John J. Ellington, Court of Appeals of Georgia; Judge Louisa Abbot, Superior Court, Eastern Judicial Circuit; Judge Lynwood Jordan, Probate Court of Forsyth County; Judge Martha C. Christian, Superior Court, Macon Judicial Circuit; Judge Ronnie Joe Lane, Superior Courts, Pataula Judicial Circuit; Judge F. Bryant Henry, Juvenile Courts, Lookout Mountain Judicial Circuit; Judge John Pridgen, Superior Courts, Cordele Judicial Circuit.

Not pictured: Presiding Justice George H. Carley, Supreme Court of Georgia; Presiding Judge Herbert E. Phipps, Court of Appeals of Georgia; Judge Mary E. Staley, Superior Court, Cobb Judicial Circuit; Judge Larry B. Mims, State Court of Tift County; Judge Deborah Edwards, Juvenile Court, Houston Judicial Circuit; Judge William A. "Al" Willis, Magistrate Court, Dooly County; Judge Nelly F. Withers, Recorder's Court of DeKalb County.

Administrative Office of the Courts



The work of the Administrative Office of the Courts consists of shared services provided variously to the trial and appellate courts of the state. In 2011, the agency was organized into three line divisions: Court Services, Information Technology, and Financial Administration. Organizational units and their functions are presented here in brief.

Court Services

Many AOC core functions involving daily contact with judges, clerks, court administrators, and other court system professionals are grouped in the agency's Court Services Division. Annual case counts for each class of court and complex studies on judicial workload assessment for the superior courts are spearheaded by the Research, Evaluation, and Planning Section. Court Services also includes the Certification and Licensing Section which regulates, tests, and administers licenses to Georgia court reporters, foreign language interpreters, dispute mediators and neutrals, and private probation companies.

The *Judicial Liaison* performs liaison and secretariat services to enhance the business of affiliated organizations and ensure productive communication across the judicial system.

The *Children*, *Families*, *and the Courts Section* is an umbrella for activities centered around protecting vulnerable citizens and improving court processes to ensure their

wellbeing. Its efforts are funded through a combination of federal and private foundation grants, contracts, and state appropriations.

The Accountability Courts and Grants Management Section administers and provides technical assistance related to grant funded programs and supports the Judicial Council Accountability Courts Committee. In FY11, \$1.9 million in state funds were distributed to 72 courts employing alternative processes tailored to substance abuse offenders. \$160,000 in federal funds were used to host a training and development conference attended by state and national accountability court and law enforcement professionals.

This section also manages state-funded grants to local non-profit groups for provision of civil legal services to victims of domestic violence. Additionally, a \$69,130 grant of federal funds was awarded to the AOC through the Georgia Criminal Justice Coordinating Council to enhance family violence court processes.



Uministrative Office of the Courts

Information Technology

The AOC Information Technology
Division plays a central role in courts'
automation efforts around the state. The
unit has primary responsibility for maintaining the agency's internal network, court
system personnel database, desktop software and equipment, E-mail, web, and listserv capabilities. In addition, IT staff is
integral to technology initiatives involving
other court system groups.

AOC IT also provides and maintains case management systems for over 300 courts at all levels.

Financial Administration Division

The Financial Administration Division assists 29 separate judicial branch programs with tasks including: budget preparation and management; payroll administration and audit compliance; and invoicing and accounts payable. The AOC Financial Administration Division also handles budget inquiries from the Governor and General Assembly on behalf of each Judicial Council budget unit.

During FY11, the Financial Administration Division successfully implemented Remote Deposit Capture (RDC) for the Institute of Continuing Judicial Education (ICJE) after its budget was cut drastically and was directed to charge for the program's services. Using RDC, ICJE staff scans checks and electronically submits payments to the bank. The AOC is then notified of the transaction and records on the accounting records.

Resources: Appropriations

The Judicial Council budget unit sustained a -0.65% reduction by the General Assembly. The FY 2011 base budget request of \$14,809,646 resulted in an adjusted appropriation of \$12,969,365. Breakdown for the Judicial Council Budget Unit showing individual percentage changes are as follows:

Georgia Appellate Resource Center	\$565,500	(+2.63%)
Office of Dispute Resolution	\$65,013	(+5.01%)
Institute of Continuing Judicial Education	\$486,789	(-48.59%)
Judicial Qualifications Commission	\$347,709	(-0.18%)
Judicial Council	\$11,504,354	(+2.63%)



Board of Court Reporting

The Board of Court Reporting regulates the profession of court reporting, including individuals and firms, through standards, licensure, testing, and discipline.

35 New certifications

1,056 Annual renewals

117 Court reporting firms registered/renewed

Emergency Judicial Permits - 5 for FY11

County and Municipal Probation Advisory Council

The County and Municipal Probation Advisory Council ensures uniform professional standards and agreements are maintained by private and governmental probation supervision entities providing misdemeanor probation services.

8 Letters of Reprimand

- 1 Administrative Fine
- 5 Placed on Probation
- 0 Registration Revoked
- 1 No Action Taken
- 40 Compliance reviews
- 10 Hearings

Sanctions

- 8 Letters of reprimand
- 1 Administrative fine
- 5 Placed on probation

Commission on Interpreters

The Commission on Interpreters sets guidelines for the use of interpreters in all courts. In FY2011, the Commission partnered with local universities to offer four 40-hour workshops covering court-related topics and techniques to help prepare 114 prospective interpreters for the National Certification Exam.

- 26 New certifications
- 127 Annual renewals
- 13 Languages
- 213 Written or oral examinations administered

Office of Dispute Resolution

The Office of Dispute Resolution oversees an alternative dispute resolution system in the courts that helps the judiciary fulfill its constitutional mandate to provide for the speedy, efficient, and inexpensive resolution of disputes and prosecutions. GODR also provides Georgia litigants with a true and effective alternative to traditional litigation.

380 New registrations

1564 Renewals

66 Reinstatements

2010 Total



Digitizing the ACC's Records

In FY11, the AOC engaged in a massive scanning project that enabled the agency to divest itself of roughly 347,600 pieces of paper.

Building from a pilot project in FY10 — which included roughly half the agency — staff in the Office of Dispute Resolution, the Director's Office, and Court Services Division reviewed their files. Once reviewed, files were either scanned or destroyed based on the newly updated judicial record retention rules (see page 13).

All files are securely stored on Laserfische, a content management system used by the State of Georgia government and are accessible for instantaneous review.

In the process of scanning, 20 filing cabinets were removed from the office and a number of three-ring binders were donated to a middle school in Dallas, GA.

Evaluating Employee Performance

AOC Human Resources launched a new and innovative employee performance evaluation system: ePerformance, a web-based application developed by the Georgia State Personnel Administration. The application allows managers and employees to collaborate on performance measures and assists managers in evaluating performance objectively based on the employee's job description. Human Resources staff received training on the new system and held four trainings for AOC staff and managers. The trainings covered the five statewide core competencies measured in ePerformance: Customer Service, Teamwork and Cooperation, Results Orientation, Accountability, and Judgment and Decision Making.

With this new tool, staff and managers will assess each employee's strengths and accomplishments and help identify employee needs, professional goals, and areas for growth on an ongoing basis.

Director's Office

Essential agency functions reporting directly to the AOC director include: legal services provided by the *General Counsel*; personnel matters handled by *Human Resources*; and agency publications and media relations assigned to the *Communications and Outreach Section*.

Additionally, the *Governmental Affairs*Section of the Director's Office is a clearinghouse for judicial branch legislative initiatives. For the duration of each legislative session, AOC staff maintains a website specific to actions of the General Assembly and the status of court-related legislation. With the assistance of student interns, the staff provides information to members of the House and Senate and their committees. The AOC also lends supports to other judicial branch groups and the State Bar of Georgia on issues of common concern.

Agency-wide Initiatives

In FY11, AOC staff worked together to successfully implement many projects including:

- Digitizing the AOC's records based on the revised Record Retention Schedules (see facing page);
- Using the ePerformance application to evaluate employee performance (see facing page);
- Volunteering time and resources for those in need. AOC staff members volunteered a combined 78 hours at the Atlanta Community Food Bank in February 2011. Additionally, staff contributed \$4,253 through state-sponsored charitable efforts.



Accountability Courts

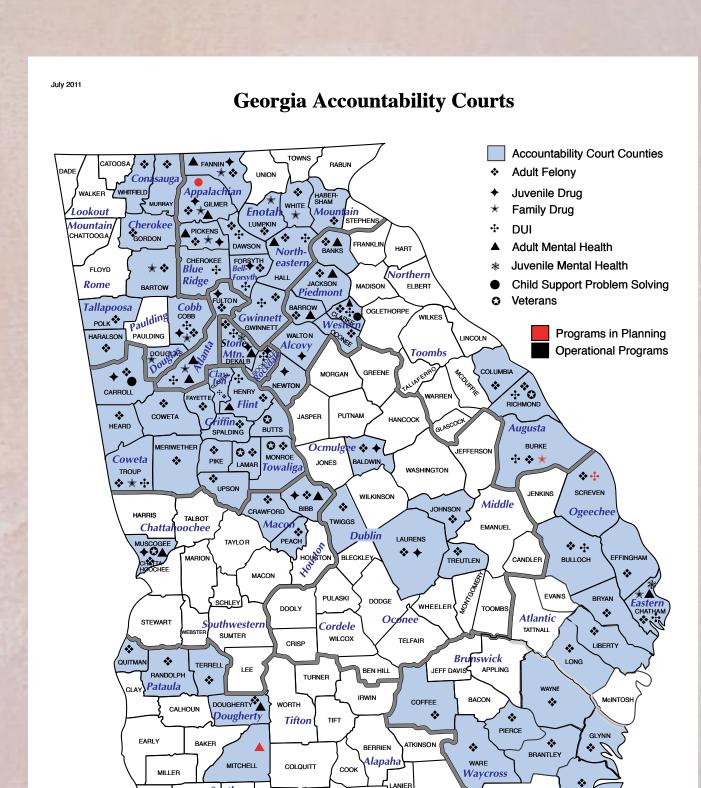
In many counties judges, prosecutors, defense attorneys, and treatment providers work to provide accountability for offenders through the state's accountability courts.

These local courts, designed to promote responsibility, offer offenders a chance for intensive treatment while attending regular court sessions and maintaining employment or continuing education rather than being incarcerated.

Not a one-size-fits-all program, the state's accountability courts include Adult/Felony Drug Courts, DUI Courts, Juvenile Drug Courts, Family Dependency Treatment Courts, Child Support Problem Solving Courts, Mental Health Courts, and Veterans' Courts. In 1994, Bibb County began operating the first accountability court, an Adult Felony Drug Court, in Georgia. By the end of FY2011, 130 courts were in operation across the state.

Accountability Courts Caseload FY11	
Active Clients on June 30, 2010	4,034
Clients Reviewed for Acceptance	7,261
Clients Admitted	3,105
Graduates	1,540
Terminations	935
Non-completers*	82
Total Clients Served for FY11	6,591

^{*}Death, medical issues, mental illness, etc.



Southern

BROOKS

LOWNDES

Georgia

Judicial Circuit in dark blue.

CLINCH

ECHOLS

CAMDEN

CHARLTON



Timeline: Georgia Courts

July 2010

Georgia Commission on Family Violence Moves to AOC

On July 1, 2010, the Georgia Commission on Family Violence (GCFV) once again found a home at the Administrative Office of the Courts after eight years away from the agency.

"Your Guide to the Georgia Courts" En Espanol

The Georgia Committee on Access and Fairness in the Courts and the AOC collaborated to translate and publish the popular brochure *Your Guide to the Georgia Courts* into Spanish.

August 2010

Electronic Publication of Rules of the Georgia Courts

In August 2010, georgiacourts.gov became the home to the official Rules of the Georgia Courts. SB 388 — Electronic Publication — gave the AOC and other agencies the authority to publish information in electronic format: "The [R]eporter [of Decisions] shall publish a rules compilation in electronic format that is made accessible to the public through the Internet or other suitable electronic methods and shall update the rules compilation as necessary."

Upon revision, the rules for the Supreme Court and Courts of Appeals, and the Uniform Rules of the Superior, State, Juvenile, Probate, Magistrate, and Municipal Courts are posted on georgiacourts.gov in accordance with OCGA § 50-18-2.

National Public Information Officer's Conference Holds Meeting in Georgia

The 2010 Conference of Court Public Information Officers (CCPIO) meeting was hosted in Atlanta on August 8-10, 2010. Hosted by the AOC and Supreme Court of Georgia, the annual national Conference attracted more than 50 public information officers from federal, state, and local courts and state administrative offices, including participants from the Caribbean Court of Justice and Guam.

Georgia judges and local public information officers participated in many pan-

Judicial Council • September 17, 2010 Meeting

- ❖ Judicial Council Workload Assessment Committee notifies the Judicial Council of its withdrawal of new judgeship requests to the General Assembly, even though II circuits qualify for recommendations;
- ❖ Judicial Council endorses jury reform legislation, production of an inclusive juror source list, and promulgation of a Supreme Court Rule for compiling the source list;
- ❖ Judicial Council approves the records retention schedule (see next page).

els, including Strategies for Responding to Attacks on the Judiciary, Courtroom Access for the Media — Is There a Limit?, and Terror and the Courts: A Case Study.

September 2010

Georgia Commission on Family Violence Conference

On September 12-14, 2010, the Commission on Family Violence held its 16th Annual conference entitled: No More

"Either/Or": Bridging Community and System Responses to Domestic Violence. Over 300 participants gathered in Peachtree City, GA.

Judicial Council

The Judicial Council met on September 17, 2010, in Forsyth, GA.

Record Retention

In September 2010, the Judicial Council of Georgia adopted the Official Judicial Branch Record Retention Schedules ("Schedules"), a complete revision of prior judicial retention schedules. A provision for the imaging of records and electronic storage allows for the destruction of paper records, freeing up valuable storage space for clerks and courts.

The Schedules are current with the Official Code of Georgia and provide quick references to changes for the judiciary. Additionally, standards for electronic imaging are outlined and previously ambiguous references are clarified. Previously record retention schedules varied from court to court, now the Schedules provide uniformity for the entire Georgia judiciary.

On October 7, 2009, the Supreme Court of Georgia issued an Order completely revising the procedures to use for working with record retention schedules. At the succeeding Judicial Council meeting, the Judicial Council Record Retention Committee was tasked with comprehensively revising the 1978 schedules. The Committee, created in 2003, had already identified the latest procedures and best practices for judicial record retention from other states. Additionally, staff researched the status of electronic record keeping at the regional and national levels. In November 2009, the Committee finalized its agenda for revision of the Schedules and adopted an agenda with mandatory deadlines to complete the task. Interested parties were notified that the revision was underway and could send recommendations to the Committee. In close consultation with the Secretary of State, the Committee adopted the imaging standards used by the state.

The newly edited schedules were presented to the Judicial Council in September 2010, distributed to the State Records Committee, and were approved on October 14, 2010.



Timeline: Georgia Courts

December 2010

17th Annual ADR Institute and 2010 Neutrals' Conference

With more than 300 participants in attendance the one-day training conference, held on December 10, 2010, proved to be a success for the Georgia Commission on Dispute Resolution.

Workshops and sessions were video recorded. A one-hour segment was made available for viewing as a free CE offering to registered neutrals.

January 2011

Judicial Council

On January 11, 2011, the Judicial Council met in Athens, GA.

Caseload Reporting

Judges and clerks were notified via E-mail of the CY2010 Caseload Study and were encouraged to submit data through the AOC portal. Fifty-three percent of submissions were received electronically. Superior court clerks were furnished with

Process Server Certification

The Judicial Council of Georgia adopted rules for process server program administration and operation on January 21, 2011. The certification program, legislatively established by OCGA § 9-11-4.1, operates in partnership with the Georgia Sheriffs' Association (GSA). The program, rules, and regulations created by a subcommittee of the Judicial Council seek to improve the standards of practice for private service of process and to provide a list of persons eligible to serve process in courts statewide.

Initiated by Rep. Wendell Willard and the Georgia Association of Professional Process Servers (GAPPS), the intent was to initiate legislation that would empower process servers to have the ability to work on a statewide level, rather than for a specific court or judge. During the planning processes, Rep. Willard invited the AOC to contribute to draft legislation, SB 491. After passage of the bill, AOC staff worked with Rep. Willard and other stakeholders, such as GSA and GAPPS, to learn more about the profession of serving process as well as the needs of the courts.

In writing the official rules and regulations, the Judicial Council subcommittee and AOC staff researched standards from other states and also incorporated ways to raise the professionalism among those presently serving Georgia's courts. The rules and regulations include specifications for a twelve-hour precertification training and certification test. Also outlined are the application and renewal processes, elements of approved training programs, ongoing qualifications, professional standards, and necessary skills and knowledge for certified process servers.

Judicial Council • January 11, 2011 Meeting

- → Judicial Council adopts rules for Process Server Certification (see facing page);
- → Judicial Council Workload Assessment Committee announces a new time and motion study to commence in March 2011;
- ◆ Chief Justice Hunstein announces the Conference of Chief Justices/Conference of State Court Administrators will meet in Atlanta in August.

the *Georgia Caseload Reporting Guide: CY2010*, an instruction manual created by the AOC to assist with collecting data.

State of the Judiciary

Chief Justice Carol W. Hunstein delivered her second State of the Judiciary Address to a joint session of the Georgia General Assembly on February 16, 2011. (See page 2.)

February 2011

Benham Service Awards

On February 15, 2011, *Judge Samuel D. Ozburn*, Superior Courts, Alcovy Judicial Circuit, and *Judge M. Anthony Baker*,
Juvenile Court, Blue Ridge Judicial Circuit,
were among the 2011 recipients of the State
Bar of Georgia's Justice Robert Benham
Award for Community Service.

Time and Motion Study

The AOC, under the direction of the Judicial Workload Assessment Committee, conducted a Time and Motion Study to determine circuit judgeship needs. Forms were distributed to the state's 205 superior court judges to record their day-to-day activities for the month of March. One hundred forty-seven judges participated detailing their work on and off the bench.

Data collected was used in conjunction with disposition information during caseload reporting from the clerks of superior court to establish new times to disposition.

A new circuit classification — single county suburban — was created as a result of the 2011 study. In order to conserve resources, communications regarding the study were conducted exclusively through electronic means.

March 2011

DUI Court Report

The National Highway Traffic Safety Administration released "An Evaluation of the Three Georgia DUI Courts" in March 2011, which supports the work of Accountability Courts in Georgia. The study evaluated DUI Courts in Chatham, Clarke, and Hall counties reviewing data from 2003-2006.

During that time, these courts experienced a 79% retention rate indicating that most participants remained in these programs and were motivated to complete it.

Offenders who graduated from one of the DUI courts experienced a 9% recidivism



Timeline: Georgia Courts

rate; terminated offenders experienced a 26% recidivism rate. The report estimates that the DUI courts prevented between 47 and 112 repeat arrests.

April 2011

Judicial Council

The Judicial Council met on April 22, 2011, in Forsyth, GA.

May 2011

"Your Guide to the Georgia Courts" Translated into Mandarin Chinese

Following the success of its Spanish translation, *Your Guide to the Georgia Courts* was translated into Mandarin Chinese. Copies of the Chinese, Spanish, and English version are available free of charge from the AOC.

Judicial Council • April 22, 2011 Meeting

- Mr. Adam Gelb, Pew Charitable Trust, discusses America's rising rates of incarceration that are driving an urgent prison reform movement;
- Chief Justice Hunstein calls on judges of all classes of court to help support the Institute of Continuing Judicial Education's efforts to restore full funding during the legislative session.

Jury Composition Reform Act

On May 3, 2011, Gov. Nathan Deal signed the Jury Composition Reform Act
— HB 415 — at the State Bar of Georgia building in Atlanta.

John H. Ruffin, Jr. Courthouse Dedicated

The Augusta-Richmond County Judicial Center, John H. Ruffin, Jr. Courthouse was officially dedicated on May 18, 2011. The Courthouse is named for Judge John H. Ruffin, Jr., the former Chief Judge of the Court of Appeals of Georgia who died in 2010 after retiring from the bench. Judge Ruffin was a civil rights attorney and Superior Court Judge in the Augusta Judicial Circuit before being appointed to the Court of Appeals bench.

Child Support E-filing

On May 17, 2011, the Clarke County Division of Child Support Services began filing documents electronically in the Clarke County Superior Court using the Georgia Judicial Exchange Child Support E-filing (GAJE) system, designed by the AOC and the Georgia Superior Court Clerks' Cooperative Authority (GSCCCA).

By the end of FY2011, more than 25 counties had filed 18,622 child support documents using GAJE.

Jury Reform Bill

HB 415 — the Jury Reform Bill — creates a statewide jury pool, ending forced balancing of the jury box and implementing a series of procedures and rules to compile a statewide, inclusive juror source list. The Council of Superior Court Clerks will have the responsibility to establish and maintain a statewide master jury list for each county in Georgia. The Department of Driver Services and the Secretary of State, Elections Division will provide data on Georgia drivers and voters for this purpose.

HB 415 is the culmination of a nine-year effort. In May 2002, Augusta was host to the Georgia Jury Summit that brought together 146 court system participants whose discussions centered on improving both the perception and reality of jury service in Georgia's civil and criminal court system. In 2004, the Supreme Court Jury Composition Committee, chaired by Justice Hugh Thompson, was created to continue work on jury reform.

Accountability Courts Conference

The Judicial Council of Georgia Committee on Accountability Courts hosted its seventh annual conference at the Renaissance Waverly Hotel in Atlanta, Georgia on May 31 - June 2, 2011. The 2011 conference, entitled "The Measure of Tomorrow: Make Every Connection Matter," was attended by more than 600 Drug, DUI, and Mental Health Court professionals including judges, case workers, service providers, and law enforcement officers from around the nation.

The AOC Accountability Courts and Grants Management Section received \$160,000 in federal funds to host the program.

June 2011

eCitation Portal

The AOC developed, in partnership with Wipro Technologies Limited, the Electronic Citation Payment System (eCitation) Portal. The Portal is an enhancement for TIPS (Traffic Information Processing System), a web-based software program that serves all classes of courts through facilitation of automation and information sharing.

The Portal provides citizens a convenient way to check citation status and fine amount, offers online payment of fines, and provides proof of payment. For courts, eCitation decreases courthouse traffic, frees up staff time, automates the remittance process, fully interfaces with TIPS, and offers the latest National Information Exchange Model (NIEM) compliance.

The Supreme Court of Georgia

The Supreme Court of Georgia, the state's highest court, is composed of a Chief Justice, a Presiding Justice, and five Justices. The court's primary function is to review decisions made in a lower trial or appellate court. Cases are assigned to one of the seven justices for preparation of opinions. The draft opinion is circulated to all other justices for study; after discussion *en banc* the opinion is adopted or rejected by vote of the justices.

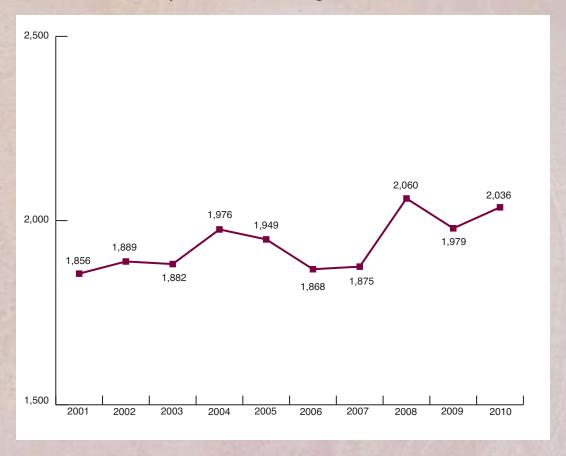
Cases Filed	2009	2010
Direct Appeals	554	471
Cross Appeals	NR	П
Rule 34(4)(F)	NR	21
Death Penalty	NR	3
Petitions for Certiorari	564	479
Granted Petitions for Certiorari	NR	53
Certified Questions	6	2
Applications for Appeal		
Habeas Corpus	393	402
Discretionary	260	216
Interlocutory	46	45
Interim Review	3	7
Attorney Disciplinaries	126	155
Bar Admissions	8*	5
Original Petitions	9	2
Emergency Motions	10	14
Execution Matters	NR	3
Death Penalty Habeas Corpus	NR	4
Unauthorized Practice/		
Formal Advisory	NR	4
Time Extensions	NR	90
Judicial Qualifications	NR	7
Appointments of Special Master	NR	42
Total	1,979	2,036

 * Includes Judicial Qualifications NR = Not Reported.

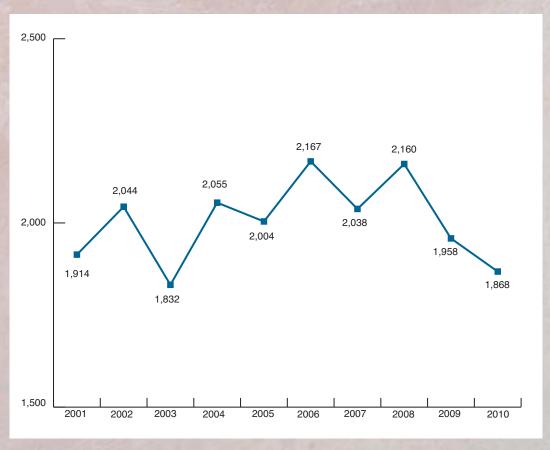
Cases Disposed	2009	2010
By Opinion	325	357
Affirmed without Opinion	8	6
Stricken from Docket		
Allowed Withdrawn	21	18
Transferred to Court of Appeals	93	92
Appeals Dismissed	125	106
Cross Appeals	NR	8
Rule 34(4)(F)	NR	27
Death Penalty	NR	3
Certified Questions	NR	8
Petition for Certiorari		
Granted	 56	 51
Denied	420	403
Other	64	45
Habeas Corpus Applications		
Granted	32	25
Denied	296	235
Dismissed	75	56
Other	4	6
Discretionary Applications		
Granted	52	52
Denied	91	100
Transferred to Court of Appeals	45	26
Other	58	32
Interlocutory Applications		
Granted	14	12
Denied	22	19
Dismissed	NR	6
Transferred to Court of Appeals	7	9
Other	3	3
Interim Review		
Granted	2	4
Denied		3
Extraordinary Motions		
Granted	0	2
Denied T. (C.) (A.)		10
Transferred to Court of Appeals	3	
Dismissed	122	3
Attorney Discipline**	132	130
Bar Admissions	3	3
Judicial Qualifications	3	7
Total	1,958	1,868

^{**}Includes Appointing of Special Master NR = Not Reported.

Supreme Court Filings 2001-2010



Supreme Court Dispositions 2001-2010



The Court of Appeals of Georgia

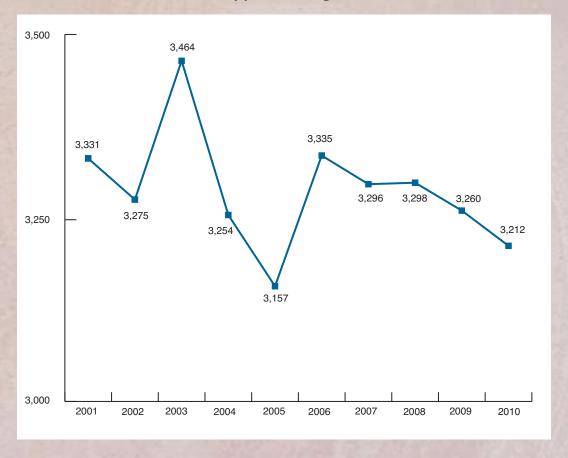
The Court of Appeals, made up of twelve judges, has constitutional jurisdiction over appeals from superior, state, and juvenile courts in all cases where exclusive jurisdiction is not reserved to the Supreme Court of Georgia. Each case appealed to the court is heard by a panel of three judges. The Chief Judge of the court appoints a Presiding Judge and assigns two other judges to each panel. If a judge of a panel dissents, the case is assigned to a larger panel for decision.

Filings	2009	2010
Direct Appeals	2,410	2,364
Discretionary Applications	503	509
Interlocutory Applications	318	305
40 (b) Motions	29	34
Total	3,260	3,212

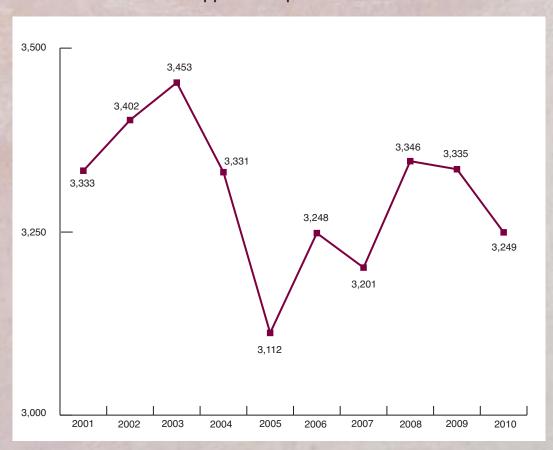
Dispositions	2009	2010
Direct Appeals		
By Opinion	1,277	1,070
Companion Cases	126	121
Non-Published Opinion &		
Rule 36	367	430
Order	729	633
Total	2,499	2,254
Discretionary Applications		
Granted	130	136
Denied	214	244
Dismissed	129	100
Transferred	25	25
Withdrawn	0	
Other	4	8
Total	502	514
Interlocutory Applications		
Granted	117	123
Denied	165	184
Dismissed	16	19
Transferred	6	2
Withdrawn		
Other	0	0
Total	305	329
Total	3,001	3,097

Court of Appeals

Court of Appeals Filings 2001-2010



Court of Appeals Dispositions 2001-2010



The Superior Courts

The 159 superior courts are general jurisdiction trial courts exercising both civil and criminal jurisdiction. Superior court judges hear all felony cases, domestic relations cases, equity cases and other civil matters. Superior courts have jurisdiction to hear appeals from lower courts as provided by the Georgia Constitution including appeals of judgments from the probate and magistrate courts that are handled as *de novo* appeals.

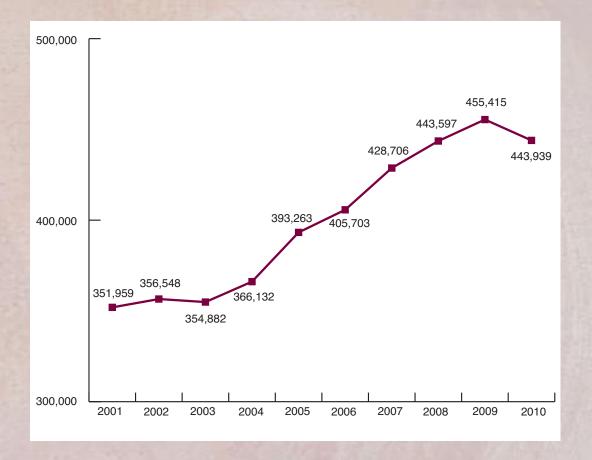
The superior courts are organized into 49 judicial circuits made up of one or more counties. Judicial circuits and new superior court judgeships are established by act of the General Assembly.

Superior court judges are constitutional officers who are elected to four-year terms in circuit-wide nonpartisan elections. Senior superior court judges may hear cases as assigned in any circuit.

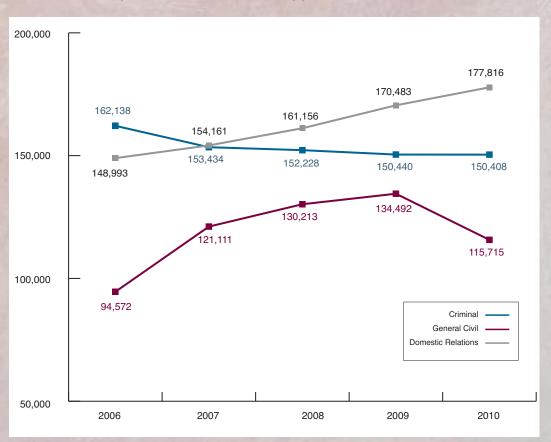
	CY 2009	CY 2010
Total Criminal		
Dockets Filed	150,440	148,640
Defendants Filed	163,639	161,742
Serious Felony		
Dockets Filed	8,05 l	9,117
Defendants Filed	9,990	11,213
Felony		
Dockets Filed	78,140	74,176
Defendants Filed	87,618	84,264
Unified Appeals	22	16
Misdemeanor		
Dockets Filed	23,402	24,823
Defendants Filed	25,184	25,741
Probation Revocation	40,825	40,508
Total Civil Dockets Filed	304,975	293,531
General Civil Dockets Filed	134,492	115,715
Domestic Relations Dockets Filed	170,483	177,816
Total Dockets Filed	455,415	442,171



Superior Courts Filings 2001-2010



Superior Courts Case Types 2006-2010



The State Courts

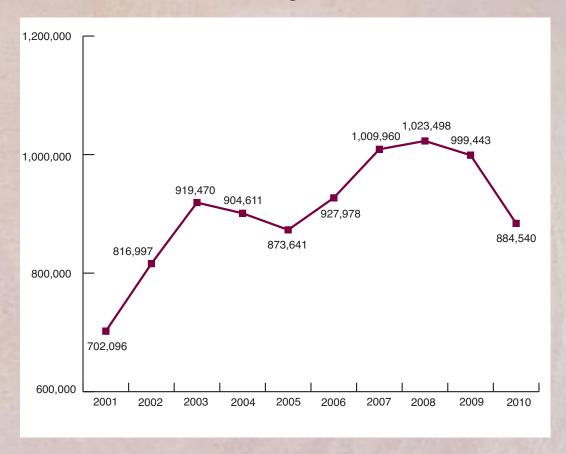
State courts are county courts that exercise limited jurisdiction. State court judges have criminal jurisdiction over misdemeanor offenses, felony preliminary hearings, traffic violations, application and issuance of search and arrest warrants. Civil matters not reserved exclusively to the superior courts are also adjudicated in state courts. Appeals of judgments from the magistrate courts may be sent to the state court and handled as a *de novo* appeal.

The General Assembly creates state courts by local legislation establishing the number of judges and their status as full-time or part-time. State court judges are elected to four-year terms in countywide, nonpartisan elections.

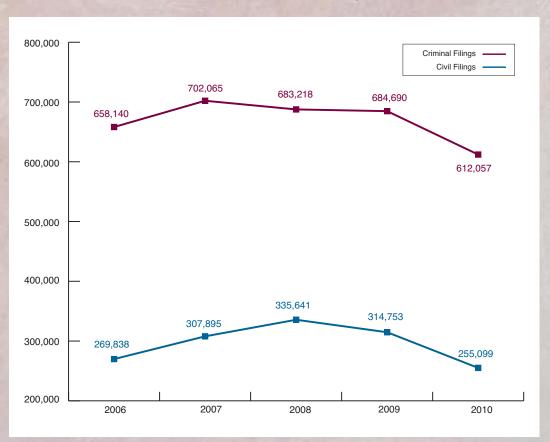
	CY 2009	CY 2010
Serious Traffic		
Open	24,288	24,530
Filed	44,635	35,067
Disposed	35,623	24,714
Non-Traffic Misdemeanors		
Open	55,032	59,393
Filed	122,757	105,791
Disposed	108,107	98,998
Probation Revocations		
Open	6,085	8,609
Filed	29,901	30,037
Disposed	17,941	17,744
Other Traffic		
Open	164,742	163,523
Filed	473,877	441,162
Disposed	410,429	398,034
Landlord/Tenant Disputes		
Open	422	282
Filed	99,197	66,956
Disposed	53,002	20,402
Other Civil		
Open	91,161	87,978
Filed	215,556	188,143
Disposed	139,811	129,370
Total		
Open	341,730	3 44 ,315
Filed	999, 44 3	88 4 ,5 4 0
Disposed	76 4 ,913	689,262



State Courts Filings 2001-2010



State Courts Criminal and Civil Filings 2006-2010



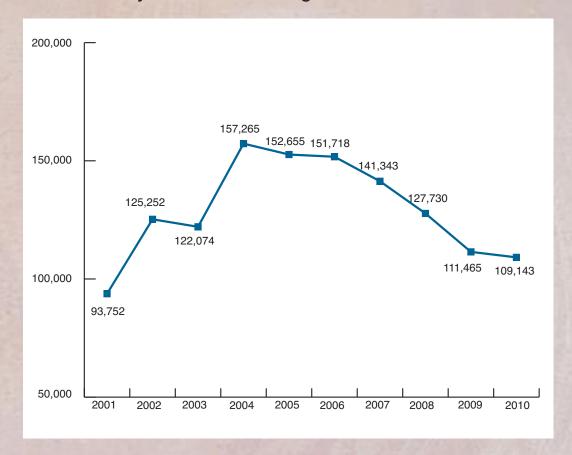
The Juvenile Courts

Jurisdiction of the juvenile courts extends to delinquent and unruly children under 17 years of age and deprived and neglected children under 18 years of age. Juvenile court judges have jurisdiction over minors who commit traffic violations, request consent to marry, or enlist in the armed forces. Juvenile courts have concurrent jurisdiction with superior courts in child custody and child support cases and in proceedings to terminate parental rights. Certain serious violent felonies committed by juveniles may be tried in superior court. Juvenile court judges are appointed by the superior court judges of the circuit to four-year terms.

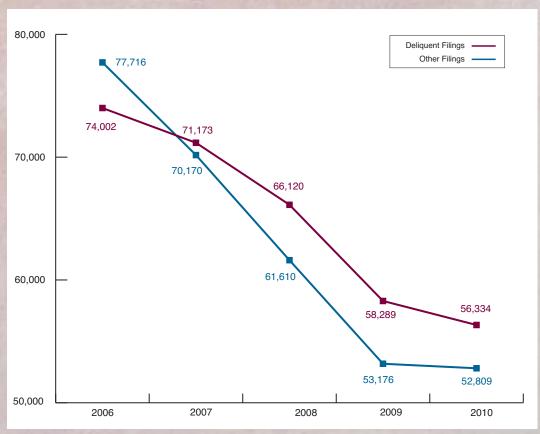
	CY 2009	CY 2010
Delinquent		
Filed	58,289	56,334
Disposed	55,001	53,128
Open	25,343	24,246
Unruly		
Filed	17,411	17,588
Disposed	15,743	16,097
Open	7,755	8,411
Termination of Parental Rights		
Filed	1,390	1,453
Disposed	1,282	1,289
Open	842	932
Deprived		
Filed	20,055	20,488
Disposed	17,856	17,988
Open	15,280	12,863
Traffic		
Filed	9,939	9,018
Disposed	9,202	8,420
Open	5,103	3,712
Special Proceedings		
Filed	4,381	4,080
Disposed	3,984	3,446
Open	2,324	2,788
Total		
Filed	111,465	109,143
Disposed	103,068	100,431
Open	56,6 4 7	52,998



Juvenile Courts Filings 2001-2010



Juvenile Courts Delinquent and Other* Filings 2006-2010



The Probate Courts

County probate courts exercise exclusive, original jurisdiction in the probate of wills, administration of estates, appointment of guardians, and involuntary hospitalization of incapacitated adults and other individuals.

Probate court judges are constitutional officers who are elected to four-year terms. All probate court judges administer oaths of office and issue marriage licenses. In some counties probate judges may hold habeas corpus hearings or preside over criminal preliminary hearings. Unless a jury trial is requested, a probate court judge may also hear certain misde-

meanors, traffic cases, and violations of state game and fish laws in counties where there is no state court.

In counties with a population of 96,000 or greater, the probate judge must be an attorney meeting the qualifications of a superior court judge. In those counties, jurisdiction is expanded or enhanced to include the right to a jury trial, with appeals directly to the Court of Appeals or Supreme Court.

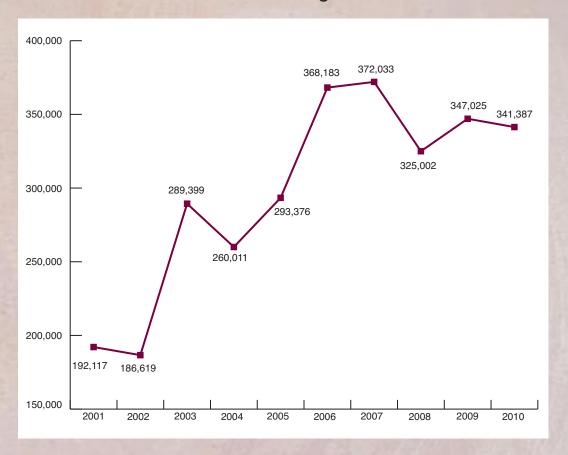
When authorized by local statute, probate judges serve as election supervisors and make appointments to certain local public offices.

Civil	CY 2009	CY 2010
Letters of Administration	8,021	6,922
No Administration Necessary	698	684
Will Probate	19,848	20,239
Year's Support	2,254	2,209
Guardianship	14,351	13,426
Petitions	662	681
Custodial	18	86
Citations	1,753	1,162
Miscellaneous	32,015	31,234
Inventories	15,225	15,624
Mental Health	3,533	3,741
Habeas Corpus	17	40
Total Dockets	94,955	96,048
Licenses Marriage Firearms	68,431 124,503	71,166 95,351

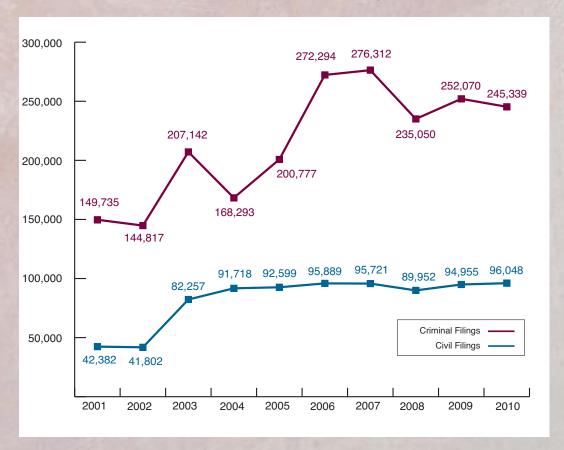
Criminal	CY 2009	CY 2010
Misdemeanor Filed	12,349	19,708
Disposed by:		
Guilty Plea	5,710	5,013
Cash Bond	4,234	3,279
Non Trial	2,235	1,174
Bench Trial		
Acquitted	505	512
Convicted	118	286
Traffic Filed	239,387	225,631
Disposed by:		
Guilty Plea	116,646	118,292
Cash Bond	67,182	164,843
Non Trial	29,701	18,541
Bench Trial		
Acquitted	4,796	3,708
Convicted	1,786	4,482
Total		
Filed	252,070	245,339
Disposed	240,378	320,130



Probate Courts Total Filings 2001-2010



Probate Courts Criminal and Civil Filings 2001-2010



The Magistrate Courts

Magistrate court jurisdiction includes: civil claims of \$15,000 or less; certain minor criminal offenses; distress warrants and dispossessory writs; county ordinance violations; deposit account fraud (bad checks); preliminary hearings; and summonses, arrest, and search warrants. A chief magistrate, who may be assisted by one or more magistrates, presides over each of Georgia's 159 magistrate courts.

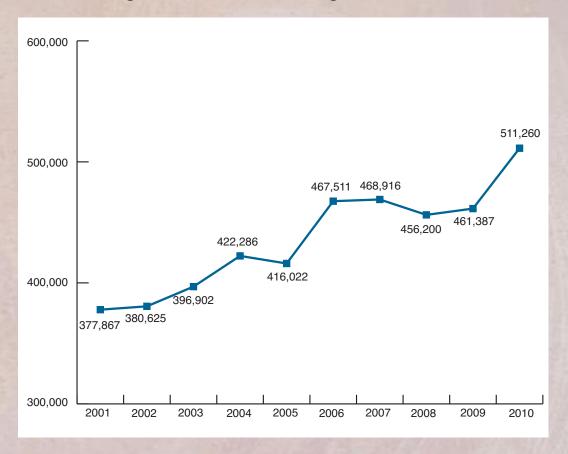
Most chief magistrates are elected in partisan, countywide elections to four-year terms. In some counties, the chief magistrate is appointed by the superior court judges. Terms for other magistrate judges run concurrently with that of the chief magistrate.

Civil	CY 2009	CY 2010
3.7		
Claims		
Filed	186,406	191,095
Disposed by:		
Non-Trial	105,241	145,035
Trial	38,107	38,761
Disposessories and		
Distress Warrants		
Filed	206,999	247,128
Disposed by:		
Non-Trial	113,098	127,352
Trial	41,075	45,142
Garnishments		
Filed	52,574	58,995
Disposed by:		
Non-Trial	33,155	29,410
Trial	1,563	1,450
Foreclosures and		
Attachments		
Filed	15,408	14,042
Disposed by:		
Non-Trial	10,752	9,170
Trial	1,757	909
Total Civil Filings	461,387	511,260

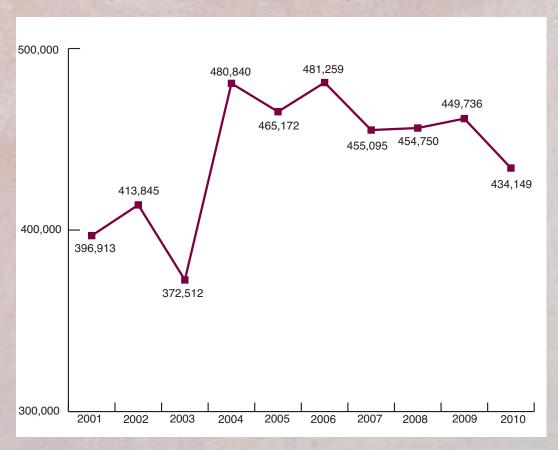
Criminal	CY 2009	CY 2010
Warrants Issued		
Felony Arrest	171,803	151,776
Misdemeanor Arrest	176,377	184,370
Good Behavior	2,394	2,048
Search Warrant	11,632	12,401
Hearings		
Warrant Application	32,516	37,360
First Appearance	192,628	194,921
Commitment	68,254	72,206
Good Behavior	2,492	1,487
Ordinance Violations		
Filed	65,100	67,553
Disposed by:		
Non-Trial	19,912	20,065
Trial	25,959	28,464
Misdemeanor		
Filed	22,430	16,001
Disposed by:		
Non-Trial	12,577	10,635
Trial	4,177	3,312
Criminal & Civil		
Warrants & Filings	919,378	945,409
Hearings & Dispositions	690,553	765,679

Magistrate Courts

Magistrate Courts Civil Filings 2001-2010



Magistrate Courts Criminal Filings 2001-2010



The Municipal Courts

Georgia's municipal courts hear traffic and ordinance violation cases in 400 towns and cities—from tiny Abbeville to suburban Avondale Estates. Municipal Court judges hear municipal ordinance violations, issue criminal warrants, conduct preliminary hearings, and sometimes have concurrent jurisdiction over shoplifting cases and cases involving possession of one ounce or less of marijuana.

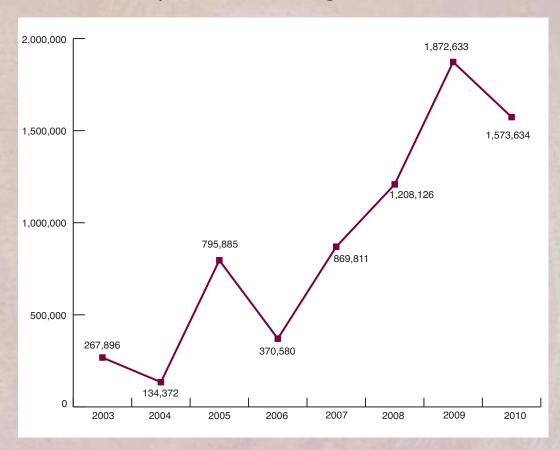
In 2010, 89% of municipal courts submitted caseload data to the Administrative Office of the Courts, up from 84% in 2009.

	CY 2009	CY 2010
Filings		
Traffic	1,382,451	1,327,459
Ordinance	280,055	
Serious Traffic	NR	39,571
Drugs	13,414	12,241
DUI	27,867	NR
Misdemeanors	NR	
Felony Bindovers	NR	16,118
Other	164,693	NR
Total	1,868,480	1,573,634
Hearings		
Traffic	417,283	920,873
Ordinance	58,693	61,140
Serious Traffic	NR	24,638
Drugs	8,976	8,464
DUI	17,463	NR
Misdemeanors	NR	
Felony Bindovers	NR	8,833
Other	39,197	NR
Total	541,612	1,073,185

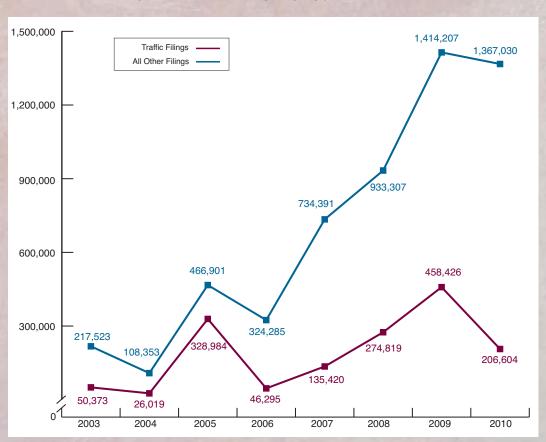
NR = Not Reported.

Municipal Courts

Municipal Courts Total Filings 2003-2010



Municipal Courts Filings by type 2003-2010



Judicial Demographics

In January 2012, a survey of racial and gender roles in Georgia's judiciary was undertaken. Below are the results as of January 1, 2012. Some data were unavailable to the AOC and have been reported here as "Unknown."

Supreme Coul	rt of Georgia 7 Justices.	
4 judges	White Male	57%
2 judges	African American Male	29%
l judge	White Female	14%
Court of Appe	eals. 12 judges.	
Court of Appe 8 judges	eals. 12 judges. White Male	67%
	, 0	67% 17%
8 judges	White Male	
8 judges 2 judges	White Male White Female	17%

Superior Court. 205 judgeships; three vacancies.

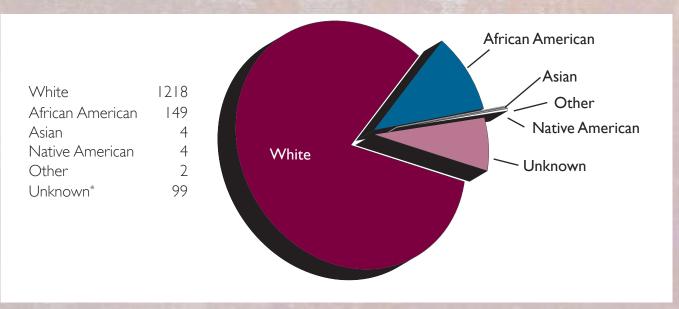
147 judges	White Male	74%
34 judges	White Female	16%
12 judges	African American Male	6%
9 judges	African American Female	4%

State Court.	22 judgeships.		
92 judges	White Male	76%	
18 judges	White Female	15%	
5 judges	African American Male	4%	
5 judges	African American Female	4%	
l judge	Asian Male	.5%	
l judge	Asian Female	.5%	

Juvenile Court. 121 judges, including full time and associate judges.

74 judges	White Male	61%
23 judges	White Female	19%
9 judges	African American Male	7%
6 judges	African American Female	5%
9 judges	Unknown*	7%

Judges by Race†



^{*}One or more characteristic was unavailable to the AOC to determine a demographic category. † As of January 1, 2012.

Probate Court. 159 judges;13 associate judges.

91 judges	White Female	53%
72 judges	White Male	42%
5 judges	African American Female	3%
3 judges	African American Male	2%
I judge	Unknown*	.5%
, 0		_, _

Magistrate Court. 159 chief magistrates;

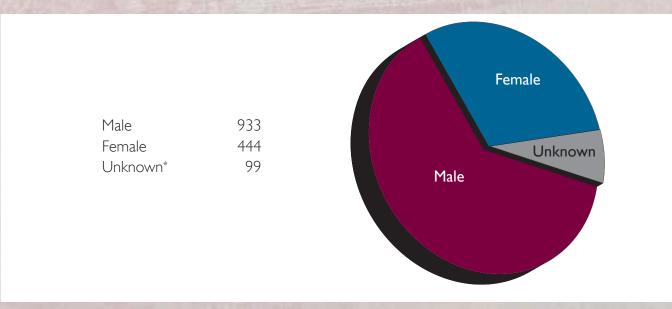
331 magistrates.

214 judges	White Male	45%
159 judges	White Female	31%
33 judges	African American Female	7%
24 judges	African American Male	5%
l judge	Asian Male	.2%
2 judges	Native American Male	.4%
l judge	Native American Female	.2%
l judge	Other Male	.2%
I judge	Other Female	.2%
54 judges	Unknown*	11%

Municipal Court. 350 judges.

242 judges	White Male	69%
37 judges	White Female	11%
17 judges	African American Female	5%
17 judges	African American Male	5%
l judge	Asian Male	.3%
l judge	Native American Male	.3%
35 judges	Unknown*	10%

Judges by Gender†



 $^{^{*}}$ One or more characteristic was unavailable to the AOC to determine a demographic category. † As of January 1, 2012.

Judicial Elections and Appointments

Court of Appeals		State Court	
Appointments Judge Keith R. Blackwell Judge Stephen L.A. Dillard	11/01/10	Appointments Judge Allen Dee Morris, Cherokee County	08/12/10
Elected Judge Christopher J. McFadden	01/01/11	Judge Aaron Mason, Clayton County Judge John Flythe, Richmond County	08/12/10
Superior Court		Judge Jeffery L. Arnold, Long County Judge James Edward Barker, Douglas Co.	08/16/10
Appointments Judge Amanda Mercier, Appalachian Cir.	07/15/10	Judge Steven Campbell, Habersham Co.	09/02/10
Judge William C. Rumer, Chattahoochee Cir.	08/18/10	Judge Dax E. Lopez, DeKalb County	09/23/10
Judge W. Fletcher Sams, Griffin Circuit	10/04/10	Judge Carla W. McMillian, Fayette County	10/04/10
Judge Richard M. Crawford, Griffin Circuit	10/04/10	Judge Eric A. Brewton, Cobb County	10/06/10
Judge Reuben Green, Cobb Circuit	10/06/10	Judge Wesley B. Tailor, Fulton County	12/21/10
Judge Patrick Haggard, Western Circuit	06/15/11	Judge Robert D. Leonard, Cobb County	12/28/10
Elected Judge Courtney Johnson, Stone Mtn. Cir.	01/01/11	Judge Robert Alexander, Jackson County	03/30/11
Judge Kelly Lee, Atlanta Circuit	01/01/11	Judge Eleanor Ross, DeKalb County	04/29/11
Judge Howard Simms, Macon Circuit	01/01/11	Judge Stacey Hydrick, DeKalb County	04/29/11
		Elected Judge Jason Ashford, Houston County	01/01/11
		Judge Shawn Rowland, Jeff Davis County	01/01/11
		Judge Jason Fincher, Cobb County	01/01/11

